

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

WILLIAM ROBERT DIXON,
Plaintiff,
vs.
ROBERT LEGRANDE, *et al.*,
Defendants.

Case No. 13:cv-00586-RCJ-VPC

ORDER

Plaintiff, who is in the custody of the Ohio Department of Rehabilitation and Correction, was previously in the custody of the Nevada Department of Corrections and has submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. Based on the financial information provided, the court finds that plaintiff is unable to prepay the full filing fee in this matter. Therefore, his application to proceed *in forma pauperis* shall be granted.


Also before the court is plaintiff's motion to request authority from the court (#42). While not entirely clear, plaintiff appears to request an opportunity to prove count III of his complaint. However, plaintiff's complaint has yet to be served and defendants have not had an opportunity to file a responsive pleading. Accordingly, plaintiff's motion is denied as improper and premature.

IT IS THEREFORE ORDERED as follows:

1. Plaintiff's motion to request authority from the court (#42) is **DENIED**.

- 1 2. Plaintiff's application to proceed *in forma pauperis* (#31) is **GRANTED**; plaintiff shall
2 not be required to pay an initial installment of the filing fee. In the event that this action
3 is dismissed, the full filing fee must still be paid pursuant to 28 U.S.C. § 1915(b)(2).
- 4 3. The movant herein is permitted to maintain this action to conclusion without the
5 necessity of prepayment of any additional fees or costs or the giving of security therefor.
6 This order granting leave to proceed *in forma pauperis* shall not extend to the issuance
7 of subpoenas at government expense.
- 8 4. Pursuant to 28 U.S.C. § 1915(b)(2), the Ohio Department of Rehabilitation and
9 Correction Toledo Correctional Institution shall pay to the Clerk of the United States
10 District Court, District of Nevada, 333 Las Vegas Blvd S, Las Vegas, NV 89101, 20%
11 of the preceding month's deposits to plaintiff's account (inmate #529-169), in the
12 months that the account exceeds \$10.00, until the full \$350.00 filing fee has been paid
13 for this action. The Clerk of the Court shall **SEND** a copy of this order to the Finance
14 Division of the Clerk's Office. The Clerk shall also **SEND** a copy of this order to the
15 attention of the Chief of Inmate Services for the Ohio Department of Rehabilitation and
16 Correction Toledo Correctional Institution, P.O. Box 80033, 2001 East Central Avenue,
17 Toledo, OH 43608.
- 18 5. The Clerk shall electronically **SERVE** a copy of this order and a copy of plaintiff's
19 complaint on the Office of the Attorney General of the State of Nevada, attention Kat
20 Howe.
- 21 6. Subject to the findings of the Screening Order, within **twenty-one (21) days** of the date
22 of the entry of this order, the Attorney General's Office shall file a notice advising the
23 court and plaintiff of: (a) the names of the defendants for whom it accepts service; (b)
24 the names of the defendants for whom it does not accept service; and (c) the names of
25 the defendants for whom it is filing last-known-address information under seal. As to
26 any of the named defendants for whom the Attorney General's Office cannot accept
27 service, the Office shall file, under seal, the last known address(es) of those defendant(s)
28 for whom it has such information.

- Dated: March 24, 2015.


UNITED STATES DISTRICT JUDGE